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LEGAL DEPARTMENT

THE MADRAS CODE

IN FOUR VOLUMES

VOLUME I

Unrepealed Regulations of the Governor of Fort St. George in Council, unrepealed Central Acts of Local Application in force in the State of Madras, unrepealed Regulations made under the Government of India Act, 1870, unrepealed Madras Regulations made under section 92 (2) of the Government of India Act, 1935, and paragraph 5 (2) of the Fifth Schedule to the Constitution of India and unrepealed Madras Acts, 1862–1918

Seventh Edition

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PREFACE.

The present, the seventh, edition of the Madras Code contains all unrepealed enactments made till the end of December 1951 which are applicable to the Madras State and which are not of all-India application. This edition, like the last, consists of four volumes and five Parts. Part I consists of the Regulations made by the Governor of Fort St. George in Council during the years 1802–1832, Part II of Acts of the Central Legislature of Local Application in the State of Madras, Part III of Regulations made by the Governor-General under the Government of India Act, 1870 (33 Vict. ch. 3), Part IV of Regulations made by the Governor of Madras under section 92 (2) of the Government of India Act, 1935 (26 Geo. 5, ch. 2) and under paragraph 5 (2) of the Fifth Schedule to the Constitution of India, and Part V of Acts passed by the Madras Legislature from 1862 onwards. Volume I contains Parts I to IV and the Madras Acts from 1862 to 1918 in Part V. Volume II contains the Madras Acts from 1919 to 1922, Volume III the Madras Acts from 1923 to 1939 and Volume IV the Madras Acts from 1940 to 1951.

2. The Acts and Regulations included in this edition are printed generally as modified up to the end of December 1951. All modifications made by the Indian (Adaptation of Existing Indian Laws) Order, 1947, and the Adaptation of Laws Order, 1950, have been carried out.

3. This edition is issued in the style of the loose-leaf binder in order to make it easier to maintain a corrected up-to-date copy of the Code for ready reference. The paging of all the four volumes is continuous, and whenever changes are made hereafter by any repealing or amending enactment, it is proposed to issue replacement pages embodying such changes for insertion at the appropriate places. A separate loose-leaf binder will also be issued for the Fifth volume along with the first new enactment to be included in that volume. Subsequent new enactments should, therefore, be included in that volume.

4. Certain enactments which are in force only in the Scheduled areas of this State, for instance, the Malabar Marriage Act, 1896, and the Malabar Marriage (Amendment) Act, 1898, have not been included in this edition.

5. Amending Acts which make purely textual amendments to the principal Acts have been omitted except those which amend Central Acts. The Madras Re-enacting and Repealing (No. 1) Act, 1948 (Madras Act VII of 1948), the Madras Re-enacting Acts of 1948, 1949 and 1950, namely, Madras Acts VIII and IX of 1948, X of 1949 and III of 1950 and the Madras Repealing and Amending Act, 1951 (Madras Act XIV of 1951), have been printed *in extenso*. Temporary Acts such as the Madras Prohibition (Temporary Amendment) Act, 1947 (Madras Act XXXIII of 1947), the Madras Tenants and Ryots Protection Act, 1949 (Madras Act XXIV of 1949), the Madras Buildings (Lease and Rent Control) Act, 1949 (Madras Act XXV of 1949), the Madras Preservation of Private Forests Act, 1949 (Madras Act XXVII of 1949), and the Madras Essential Articles Control and Requisitioning (Temporary Powers) Act, 1949 (Madras Act XXIX of 1949), have also been included.

6. The enactments have been printed in chronological order. A chronological table is prefixed to each volume showing the short titles of the enactments contained therein and the manner in which each enactment has been affected by later legislation. A concise index is also added at the end of each volume.

K. V. RAJAGOPALAN,
Secretary to Government, Legal Department.

FORT ST. GEORGE, MADRAS,
Dated the 12th December 1952.

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* Repealed by Madras Act XIII of 1938.
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* Repealed in part by Madras Act XIV of 1951.
† Repealed by Madras Act VI of 1937.
‡ Came into force on the 1st April 1951.
§ Repealed by Madras Act XIII of 1938.

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* Deemed to have come into force on the 1st April 1937.
† Repealed by Madras Act XIII of 1938.
‡ The whole of this Act has ceased to be in force in the local areas in the State where Madras Act X of 1937 has come into force.

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Year.	Number.	Short title.	Repeals and amendments.	Page
(1)	(2)	(3)	(4)	(5)
1888—*cont.*	III—*cont.*	The Madras City Police Act, 1888—*cont.*	Amended, Madras Acts *III of 1898* *, III of 1907, *XIII of 1929* *, *VI and XIII of 1933* *, XX of 1936, R. 5, VII of 1940, XIII of 1941†; XXII of 1941, XXIII of 1941, XX of 1942, XXXI of 1942, Ordinance No. XI of 1942, Madras Acts VIII of 1947, XXVIII of 1947, ‡VII of 1949, XLII of 1949, XXXV of 1950, XIII of 1951 and XIV of 1951. *See* § Madras Act XXIII of 1943.	
1889	I	The Madras Village Courts Act, 1888.	Repealed in part, XI of 1901, s. 3. Amended, Madras Acts IV of 1904 ‖, s. 3, II of 1920 ¶, *XV of 1929* *, *XV of 1935* *, II of 1937, R. 5, XVIII of 1940, XIV of 1951, XVI of 1951**. *See also* Madras Act X of 1950††.	493–519
	III	The Madras Towns Nuisances Act, 1889.	Repealed in part, XI of 1901, s. 3; Madras Acts III of 1930 and ‡‡ XIII of 1945. Amended, Madras Acts *III of 1909* *, XXIII of 1941 and XX of 1942 and XIV of 1951; XXXIV of 1951.	520–524
1890	II	The Madras Canals and Public Ferries Act, 1890.	Repealed in part, XI of 1901, s. 3. Amended, Madras Acts *II of 1895**, V of 1914, VIII of 1914, s. 2, §§ VII of 1939, XX of 1941 and XIV of 1951.	525–531
1891	I	The Madras General Clauses Act, 1891.	Amended, Madras Acts II of 1896, XI of 1920 and IV of 1937, R. 5.	532–540
1893	V	The Madras Revenue Enquiries Act, 1893.	....	541
1894	I	The Madras Board of Revenue Act, 1894.	Repealed in part, XI of 1901, s. 3.	542

* Repealed by Madras Act XIII of 1938.
† Sections 71-B to 71-L came into force on 1st January 1944.
‡ Sections 1, 3 and 5 came into force on 5th April 1949.
§ Section 1 came into force on 23rd November 1943 and the remaining sections applied to certain Parts of the State by notifications issued from time to time.
‖ Repealed by Madras Act VI of 1937.
¶ Sections 3 to 24, 26 and 27 and the Schedule repealed by Madras Act XIII of 1938.
** Not yet come into force.
†† Came into force on the 1st April 1951.
‡‡ Section 1 came into force on 17th July 1945 and the remaining provisions extended to certain parts of the State by notifications issued from time to time.
§§ Came into force on 1st April 1939. Repealed in part by Madras Act XIV of 1951.

PART V—*cont.*

Unrepealed Madras Acts—cont.

Year.	Number.	Short title.	Repeals and amendments.	Page.
(1)	(2)	(3)	(4)	(5)
1894—*cont.*	II	The Madras Proprietary Estates' Village-service Act, 1894.	Repealed in part, Madras Act IV of 1911, s. 2. Repealed in part and amended, Madras Act III of 1914.* Amended, Madras Acts III of 1895, † IV of 1900, s. 1. VII of 1930, XVIII of 1941, XXI of 1943 ‡, IV of 1950 and XIV of 1951.	543–556
1895	III	The Madras Hereditary Village Offices Act, 1895.	Repealed in part, XI of 1901. Repealed in part and amended, IV of 1907. Amended, Madras Acts II of 1897 and VII of 1930, XVIII of 1931, XXVIII of 1942,‡ XXI of 1943, IV of 1950, XXXVI of 1950 and XIV of 1951.	556–568
1896	III	The Malabar Land Registration Act, 1895.	Amended, Madras Acts *I of 1920*§ *and II of 1935*§; XXXIII of 1951 ‖.	568–573
1897	II	The Madras Hereditary Village Offices (Amendment) Act, 1897.	....	Not printed.
1898	V	The Malabar Wills Act, 1898.	....	574–577
1899	III	The Madras Registration of Births and Deaths Act, 1899.	Amended, Madras Acts I of 1939, R. 5, II* of 1942, XIX of 1945 and XXXVII of 1949.	578–584
¶ 1899	IV	The Madras Court of Wards (Amendment) Act, 1899.	....	585
1900	I	The Malabar Compensation for Tenants Improvements Act, 1899.	Repealed in part, XI of 1901. Amended, Madras Act XXXIII of 1951‖.	585–591
	II	The Madras Coffee-stealing Prevention Act, Amendment Act, 1900.	....	Not printed.
	V	The Madras Irrigation Cess (Amendment) Act, 1900.	....	591
1902	I	The Madras Court of Wards Act, 1902.	Amended, Madras Acts *I of 1911*§ ; XXXVIII of 1920 and XVII of 1933§.	592–616

* Sections 3 to 7 and 9 to 14 repealed by Madras Act XIII of 1938.
† Repealed by Madras Act VI of 1937.
‡ Deemed to have come into force on the 3rd September 1939.
§ Repealed by Madras Act XIII of 1938.
‖ Sections 1, 48, 49, 51, 54 and 55 came into force on the 23rd Octob-
¶ Repealed except in the Scheduled Areas.

PART V—*cont.*

Unrepealed Madras Acts—cont.

Year.	Number.	Short title.	Repeals and amendments.	Page.
(1)	(2)	(3)	(4)	(5)
1904	II	The Madras Impartible Estates Act, 1904.	Amended, Madras Acts VI of 1909, III of 1934 * and XII of 1934, *See* Madras Acts II of 1918, VII of 1926, V of 1928, VIII of 1929, IX of 1929, IX of 1930, I, II and IX of 1933 and XXVI of 1948.	617–624
1905	II	The Madras Port Trust Act, 1905.	Amended, Madras Acts II of 1915, II of 1919, IV of 1923 and VII of 1929, Central Acts, XVIII of 1941†; XXXVI of 1948 and XXXV of 1951.‡ Repealed in part, Madras Act IV of 1919.	625–671
	III	The Madras Land Encroachment Act, 1905.	Amended, Madras Acts VIII of 1914, s. 2 and V of 1936, R. 5 and Madras Act XXIX of 1950.	673–679
1907	III	The Madras City Police (Amendment) Act, 1907.	Amended, Madras Act XX of 1936.	679–680
1908	I	The Madras Estates Land Act, 1908.	Amended, Madras Acts IV of 1909, VIII of 1934§, I of 1936, VI of 1936, R. 5, XVIII of 1936 ‖ XII of 1938, R. 5, XIII of 1938, ¶ XXVI of 1942, I of 1944, II of 1945, XIV of 1945 and XIV of 1951.	681–788
1909	IV	The Madras Estates Land (Amendment) Act, 1909.	Repealed in part, Madras Act VI of 1937.	Not printed.
	VI	The Arni Jagir Act, 1909.	....	788
1911	IV	The Limited Proprietors Act, 1911.	Amended, Madras Act XIV of 1951.	789–792
	** V	The Madras Hackney Carriage Act, 1911.	Amended, Madras Acts *III of 1924* ††; I of 1941, XVII of 1947, XXXIII of 1949, IX of 1951 and XIV of 1951, *See* Madras Act VIII of 1948.	792–806
1913	II	The Madras Irrigation Cess (Amendment) Act, 1913.	Amended, Madras Acts, II of 1916 ‡‡; VI of 1920.	Not printed.

* Came into force on 1st October 1934.
† Not yet come into force.
‡ Came into force on 15th July 1951.
§ Sections 2 to 126 and the Schedule were repealed by Madras Act XIII of 1938.
‖ Repealed in part by Madras Act XIV of 1951.
¶ Lapsed—*See* Madras Act V of 1948.
** Extended to certain parts of the State by notifications issued from time to time.
†† Repealed by Madras Act XIII of 1938.
‡‡ Repealed in part by Madras Act VI of 1937.

PART V—*cont.*

Unrepealed Madras Acts—cont.

Year.	Number.	Short title.	Repeals and amendments.	Page.
(1)	(2)	(3)	(4)	(5)
1914	I	The Hindu Transfers and Bequests Act, 1914.	Amended, XXI of 1929 and XIV of 1951.	806–807
	II	The Madras Land Revenue Assessment (Amendment) Act, 1914.	....	808
	III	* The Madras Proprietary Estates Village Service (Amendment) Act, 1914.	....	809
	IV	The Madras Medical Registration Act, 1914.	Amended, Madras Acts X and † *XIV of 1929* ‡, *IX of 1932* ‡; *XXI of* 1935 ‡; XVI of 1938, R. 5, XXI of 1941; IV of 1943; and § XI of 1945.	810–819
	VII	The Madras Deputy Collectors Act, 1914.	....	820
	VIII	‖ The Madras Decentralization Act, 1914.	Repealed in part, Madras Acts V of 1920 and XIV of 1920.	820–821
1915	II	The Madras Port Trust (Amendment) Act, 1915.	....	Not printed.
	I	The Madras Outports Landing and Shipping Fees (Amendment) Act, 1915.	....	Not printed.
1916	V	The Madras City Civil Court and Presidency Small Cause Courts (Amendment) Act, 1916.	....	821–822
1917	I	The Agency Tracts Interest and Land Transfer Act, 1917.	....	822–824
1918	I	The Mappilla Succession Act, 1918.	....	825
	II	The Doddappanayakkanur and Vuyyuru Impartible Estates Act, 1918.	....	826
	¶ III	The Madras Prevention of Adulteration Act, 1918.	Amended, Madras Acts‡ *II of 1928*†; *III of 1932*‡; *XXI of 1935*‡; IV of 1939, R. 5.	827–841

* Sections 3 to 7 and 9 to 14 repealed by Madras Act XIII of 1938.
†Repealed in part by Madras Act VI of 1937.
‡ Repealed by Madras Act XIII of 1938.
§ Repealed by Madras Act VII of 1948.
‖ So much of the Schedule as has not been repealed with the exception of the entries in the Schedule relating to Madras Acts III of 1885 and IV of 1889 were repealed by Madras Act XIII of 1938.
¶ Extended to certain areas by notifications issued from time to time.